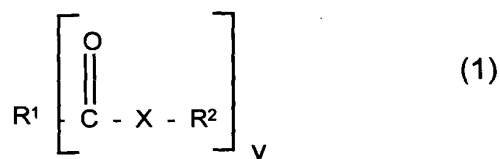


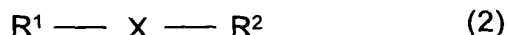
This listing of claims will replace all prior versions, and listings of claims in the application:

1.(Currently Amended) An additive for improving cold-flow and lubricating properties of fuel oils, comprising

A) 5 – 95% by weight of at least one oil-soluble amphiphile of the formula 1



and/or 2



in which R<sup>1</sup> is an alkyl, alkenyl, hydroxyalkyl or aromatic radical having 1 to 50 carbon atoms, X is ~~NH~~, ~~NR<sup>3</sup>~~, O or S, y is 1, 2, 3 or 4, R<sup>2</sup> is hydrogen or an alkyl radical carrying hydroxyl groups and having 2 to 10 carbon atoms and R<sup>3</sup> is an alkyl radical carrying nitrogen and/or hydroxyl groups and having 2 to 10 carbon atoms or C<sub>1</sub>-C<sub>20</sub>-alkyl, and

B) 5 to 95% by weight of a terpolymer containing from 10 to 35 mol% of structural units derived from the vinyl ester of a carboxylic acid having 2 to 4 carbon atoms, from 1 to 15 mol% of structural units derived from the vinyl ester of a neocarboxylic acid having 8 to 15 carbon atoms, and structural units of ethylene to 100 mol%, and having a melt viscosity, measured at 140°C, of from 20 to 10,000 mPas.

2.(Originally Filed) The additive as claimed in claim 1, wherein R<sup>1</sup> and R<sup>2</sup> together contain at least 15 carbon atoms.

3.(Originally Filed) The additive as claimed in claim 1, wherein component A) is an ester of a carboxylic acid with a polyol having 2 to 8 carbon atoms.

4.(Currently Amended) The additive as claimed in claim 1, wherein R<sup>1</sup> has ~~comprises~~ 5 to 40 carbon atoms.

5.(Currently Amended) The additive as claimed in claim 1, wherein component A) is selected from the group consisting of a fatty acid alkanolamine, or a fatty acid alkanolamide, and mixtures thereof.

6.(Currently Amended) The additive as claimed in claim 1, wherein the ~~terpolymers of component B have a melt viscosity at 140°C of~~ said terpolymer of component B) ranges from 50 to 5000 mPas.

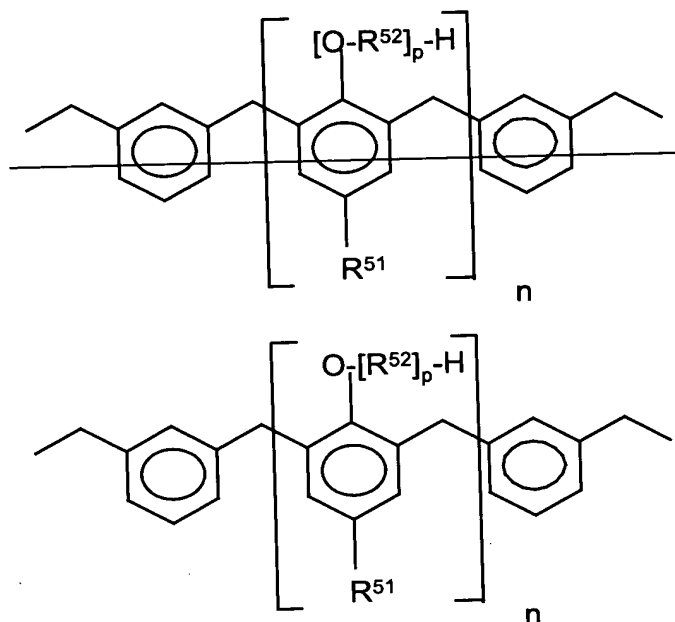
7.(Currently Amended) The additive as claimed in claim 1, wherein the vinyl ester of a neocarboxylic acid of said terpolymers terpolymer of component B) contain, as the vinyl neocarboxylate, the is a vinyl esters ester selected from the group consisting of neononanoic, neodecanoic, or neoundecanoic acid, and mixtures thereof.

8.(Currently Amended) The additive as claimed in claim 1, wherein component A) is a fatty acid having 12 to 30 carbon atoms.

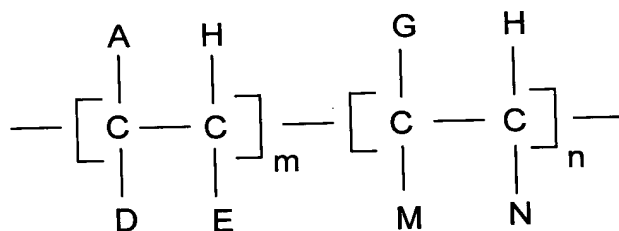
9.(Currently Amended) A fuel oil ~~containing~~ comprising an the additive as claimed in claim 1.

10.(Deleted)

11.(Currently Amended) ~~A mixture of additives as claimed in~~ An additive mixture comprising the additive of claim 1 with and paraffin dispersants of the formula



in which  $R^{51}$  is  $C_4$ - $C_{50}$ -alkyl or  $C_4$ - $C_{50}$ -alkenyl,  $[O-R^{52}]_p$  is ethoxy and/or propoxy,  $n$  is a number from 5 to 100 and  $p$  is a number from 0 to 50, or comb polymers of the formula



in which

- A is  $R'$ ,  $COOR'$ ,  $OCOR'$ ,  $R''-COOR'$  or  $OR'$ ;
- D is H,  $CH_3$ , A or  $R''$ ;
- E is H or A;
- G is H,  $R''$ ,  $R''-COOR'$ , an aryl radical or a heterocyclic radical;
- M is H,  $COOR''$ ,  $OCOR''$ ,  $OR''$  or  $COOH$ ;
- N is H,  $R''$ ,  $COOR''$ ,  $OCOR''$ ,  $COOH$  or an aryl radical;
- $R'$  is a hydrocarbon chain having 8 to 150 carbon atoms;

R" is a hydrocarbon chain having 1 to 10 carbon atoms;

m is a number from 0.4 to 1.0; and

n is a number from 0 to 0.6, the mixing ratio of said additive ~~as claimed in any~~  
~~of claims 1 to 7~~ to paraffin dispersant or comb polymer being from 1:10 to 20:1.

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